LABORERS LOCAL NO. 322 PENSION PLAN
EIN: 16-6147773, PLAN NUMBER: 001

April 30, 2009

To: The Participants and Beneficiaries of Laborers
   Local No. 322 Pension Plan ("Plan") together with
   The Bargaining Parties related to the Plan:

The Pension Protection Act of 2006 ("PPA") created the following funded status levels
for pension plans such as the Laborers Local No. 322 Pension Plan ("Plan" or "Funded"):
"endangered," "seriously endangered," and "critical" status. The PPA requires that we
notify you of the Plan’s funded status annually.

The Plan’s Status for 2009

Under the PPA, within the first 90 days of each plan year, the Plan’s Actuary must certify
a plan’s funded status level. For 2008, the Plan’s Actuary certified that the Plan was in
"Seriously Endangered" status based on the Plan’s actual results. Typically, the board of
trustees of a plan in "Seriously Endangered" status is required to develop a Funding
Improvement Plan, which provides a range of options for the bargaining parties to
achieve funding benchmarks. The Trustees distributed the Funding Improvement Plan in
2008, and the bargaining parties are making revisions accordingly. Under Section 204 of
the Worker, Retiree and Employer Recovery Act of 2008 ("WRERA"), the Trustees
exercised the right to elect to apply the Plan’s 2008 funded status, which was "Seriously

The Plan’s Status for 2010

This election to continue to be treated as "Seriously Endangered" applies only for the
current plan year beginning on January 1, 2009. If the Plan is certified to be in
"Endangered," "Seriously Endangered" or "Critical" status for the Plan Year beginning
January 1, 2010, the Trustees will provide notice of the Plan’s status and the steps to be
taken to improve the Plan’s funding. These steps may include increases in contributions
and reductions in future benefit accruals.

If the Plan is certified to be in "Critical" status for the Plan Year commencing January 1,
2010, the steps that will be taken to improve the Plan’s funding will include a surcharge
on employer contributions and the suspension of the payment of lump sums and similar
accelerated distributions for individuals who commence receiving benefits after notice is
provided of the Plan’s "Critical" status. If the Plan is certified as in "Critical" status for
the Plan Year commencing January 1, 2010 steps to improve funding may also include
amendments to reduce early retirement benefits or other adjustable benefits for such
individuals.
Where to Get More Information

For more information about this notice, you may contact Mr. Gerald Scotti, Integrated Administrative Services, Inc., P.O. Box 124, Utica, New York 13503-0124. You may also make inquiry with the United States Department of Labor at: Division of Technical Assistance and Inquiries, Employee Benefits Security Administration, U.S. Department of Labor, Washington, D.C. 20210.

cc: United States Department of Labor
Employee Benefits Security Administration
Public Disclosure Room, N-1513
200 Constitution Avenue, N.W.
Washington, DC 20210

Pension Benefit Guaranty Corporation
Multiemployer Program Division
1200 K Street, N.W., Suite 930
Washington, D.C. 20005